IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN
DISTRICT OF PENNSYLVANIA

WRS, INC., d/b/a WRS MOTION PICTURE LABORATORIES, a corporation	)	
Plaintiff,	)	No. 2:00-CV-2041-AJS
v.	)	
PLAZA ENTERTAINMENT, INC., et al.	)	
Defendants	)	

MOTION FOR LEAVE TO FILE VON BERNUTH'S SUPPLEMENTAL RESPONSE ON ACCEPTANCE OF GUARANTY

Defendant Charles von Bernuth, by his undersigned counsel, files this Motion for Leave to File Von Bernuth's Supplemental Response on Acceptance of Guaranty as follows:

1. On December 5, 2007, WRS filed a Supplemental Response addressing for the first time the issue of Notice of Acceptance of the Guaranty.

2. WRS's Supplemental Response raises a novel claim that the Services Agreement was contemporaneously executed by the parties and therefore can be enforced despite the undisputed fact that WRS did not give Mr. von Bernuth notice of acceptance of the guaranty.

3. Mr. von Bernuth has not had an opportunity to respond and to draw this Court's attention to the Affidavits and documentary evidence in the record which rebuts the claim that the Services Agreement was not contemporaneously executed.

WHEREFORE, Mr. von Bernuth respectfully requests that this Court grant him leave to file the Supplemental Response on Acceptance of Guaranty attached hereto as Exhibit A.

Respectfully submitted,

___/s/ James R. Walker___________s

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Date: December 11, 2007

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

WRS, INC., d/b/a WRS MOTION PICTURE LABORATORIES, a corporation	)	
Plaintiff,	)	No. 2:00-CV-2041-AJS
v.	)	
PLAZA ENTERTAINMENT, INC., a corporation, ERIC PARKINSON, an individual, CHARLES von BERNUTH, an individual and JOHN HERKLOTZ, an individual	)	
Defendants	)	

ORDER OF COURT

AND NOW, this _______ day of December, 2007, after consideration of the Motion for Leave to File Von Bernuth's Supplemental Response on Acceptance Of Guaranty, it is hereby ORDERED, ADJUDGED and DECREED that Motion is hereby GRANTED. Defendant Charles von Bernuth shall file the Response attached to the Motion forthwith.

_______________________J.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing has been served, by the Court's ECF/CM system and by U.S. First Class Mail, Postage Pre-Paid, upon the on this 11th day of December, 2007, as follows:

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/s/ James R. Walker___________